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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH Y. ALOUF,
Plaintiff,
v.
PRUDENTIAL FINANCIAL,
INCORPORATED, a corporation, and
DOES ONE through TEN, inclusive,
Defendant.

Case No. C 07-03893 MEJ

**DECLINATION TO PROCEED BEFORE A
MAGISTRATE JUDGE AND REQUEST
FOR REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Dated: October 5, 2007

FOLGER LEVIN & KAHN LLP

/s/ Cecilia C. Ogbu

Cecilia C. Ogbu
Attorneys for
Defendant Prudential Financial, Inc.

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PROOF OF SERVICE

1 I, Frances L. Brown, state:

2 My business address is Embarcadero Center West, 275 Battery Street, 23rd Floor, San
3 Francisco, California 94111. I am over the age of eighteen years and not a party to this action.

4 On the date set forth below, I served the foregoing document(s) described as:

5 **DECLINATION TO PROCEED BEFORE A MAGISTRATE
6 JUDGE AND REQUEST FOR REASSIGNMENT TO A
7 UNITED STATES DISTRICT JUDGE**

8 on the following person(s) in this action:

9 **Edwin L. Bradley
10 Attorney at Law
50 California Street, Suite 3400
San Francisco, CA 94111**

11 X **BY FIRST CLASS MAIL:** I am employed in the City and County of San
12 Francisco where the mailing occurred. I enclosed the document(s) identified
13 above in a sealed envelope or package addressed to the person(s) listed above,
14 with postage fully paid. I placed the envelope or package for collection and
mailing, following our ordinary business practice. I am readily familiar with this
firm's practice for collecting and processing correspondence for mailing. On the
same day that correspondence is placed for collection and mailing, it is deposited
in the ordinary course of business with the United States Postal Service.

15 I declare under penalty of perjury under the laws of the United States and the State of
16 California that the foregoing is true and correct.

17 Executed on October 5, 2007, at San Francisco, California.

18 /s/

19 Frances L. Brown